

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED

CLERK, U.S. DISTRICT COURT

CIVIL ACTION NO. 2:17-CV-122-Z-BR

¹ The Court takes judicial notice that the Parties agree on the relevant Nova Policy Endorsement applicable to this action in their post-FCR filings (ECF No. 64 at 4; ECF No. 65 at 3). Specifically, the Endorsement with Texas Changes, AAG00050311—which includes changes to the main policy document regarding Legal Action and Appraisal—contains the relevant policy language. This clarification does not affect the Court’s decision with respect to CTF’s Motion to Dismiss (ECF No. 56).

It is therefore ORDERED that the findings, conclusions, and recommendation of the Magistrate Judge are ADOPTED. CTF's motion (ECF No. 56) is DENIED.

SO ORDERED,

October 15, 2019.



MATTHEW J. KACSMARYK
UNITED STATES DISTRICT JUDGE